

**FILED**

**AUG 06 2013**

Clerk, U.S. District Court  
District Of Montana  
Helena

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

UNITED STATES OF AMERICA,

Plaintiff/Respondent,

vs.

ELWYN HAS THE EAGLE, SR.,

Defendant/Movant.

CR 10-38-GF-SEH

ORDER

United States Magistrate Judge Keith Strong entered his Findings and Recommendations<sup>1</sup> on July 19, 2013. Defendant/Movant Elwyn Has the Eagle, Sr. filed objections<sup>2</sup> on August 5, 2013. The Court reviews *de novo* findings and recommendations to which objection is made. 28 U.S.C. § 636(b)(1).

Upon *de novo* review of the record, I find no error in Judge Strong's Findings and Recommendations and adopt them in full.

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<sup>1</sup> Document No. 108.

<sup>2</sup> Document No. 112.

ORDERED:

1. Defendant/Movant Has the Eagle's Motion to Vacate Sentence<sup>3</sup> is  
DENIED.

DATED this 6<sup>th</sup> day of August, 2013.

  
SAM E. HADDON  
United States District Judge

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<sup>3</sup> Document No. 90.